

PROVIDENCE/BRISTOL COUNTY SUPERIOR COURT

SC DOCKET SHEET

CASE NO. PC-2020-03488

Dayna Gladstein
v.
Sequium Asset Solutions, LLC et al.

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Location: Providence/Bristol County
Superior Court
Filed on: 04/27/2020
US District Court Case
Number: 1:20-CV-00239

CASE INFORMATION

Statistical Closures

07/08/2020 Closed-Non Trial-Unassigned-Removed to Federal Court

Case Type: Contract Damages

Case
Status: 07/08/2020 Closed

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number PC-2020-03488
Court Providence/Bristol County Superior Court
Date Assigned 04/27/2020

PARTY INFORMATION

Plaintiff Gladstein, Dayna

Lead Attorneys
GLADSTEIN, BRUCE P.
Retained
4014329999(W)

Defendant I.C. Systems, Inc
Sequium Asset Solutions, LLC






EGAN, TIMOTHY OWEN
Retained
6179512100(W)

Verizon

DATE

EVENTS & ORDERS OF THE COURT

EVENTS

07/08/2020 Closed-Non Trial-Unassigned-Removed to Federal Court
07/08/2020 Case Removed to US District Court
06/12/2020  Summons
06/09/2020  Summons Returned Served
SUMMONS RETURNED SERVED
06/05/2020  Notice of Removal
Defendant Sequium Asset Solutions, LLC's Notice of Removal
04/28/2020  Summons
04/27/2020  Complaint Filed
Complaint Filed - Verizon



**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

CLERK'S CERTIFICATE AND TRANSMITTAL OF THE RECORD

Case Information

Case Caption: Dayna Gladstein vs. Sequium Asset Solutions
Federal Court Case No. 1:20-CV-00239 State Court Case No. PC-2020-03488

Record Information

Confidential: Yes ☐ No ☒ Description: _____
Sealed documents: Yes ☐ No ☒ Description: _____

Certification

I, Alexa Goneconte, Clerk of the Rhode Island Superior Court for the County of
Providence do certify that the attached documents are all the documents
included in the record in the above referenced case.

Date: 07/08/2020

Clerk of Court

/s/ Alexa Goneconte

By Deputy Clerk

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**SUMMONS**

Plaintiff Dayna Gladstein v. Sequium Asset Solutions, LLC et al. Defendant	Civil Action File Number PC-2020-03488
	Attorney for the Plaintiff or the Plaintiff Bruce P. Gladstein Address of the Plaintiff's Attorney or the Plaintiff 2377 PAWTUCKET AVE EAST PROVIDENCE RI 02914
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant No Known Address

TO THE DEFENDANT, I.C. Systems, Inc:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 6/12/2020.	/s/ Henry Kinch Clerk
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Witness the seal/watermark of the Superior Court

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**Plaintiff**

Dayna Gladstein

v.

Sequium Asset Solutions, LLC et al.

Defendant**Civil Action File Number**

PC-2020-03488

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, I.C. Systems, Inc, by delivering or leaving said papers in the following manner:

- ☐ With the Defendant personally.
- ☐ At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- ☐ With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- ☐ With a guardian or conservator of the Defendant.

Name of person and designation _____

- ☐ By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- ☐ Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

☐ By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

☐ By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

☐ By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.
_____☐ I was unable to make service after the following reasonable attempts: _____
_____SERVICE DATE: ____/____/____
Month Day Year

SERVICE FEE \$ _____

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE _____

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ ☐ personally known to the notary

or ☐ proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**SUMMONS**

Plaintiff Dayna Gladstein v. Sequium Asset Solutions, LLC et al. Defendant	Civil Action File Number PC-2020-03488
	Attorney for the Plaintiff or the Plaintiff Bruce P. Gladstein Address of the Plaintiff's Attorney or the Plaintiff 2377 PAWTUCKET AVE EAST PROVIDENCE RI 02914
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant No Known Address

TO THE DEFENDANT, Verizon:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 6/12/2020.	/s/ Henry Kinch Clerk
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Witness the seal/watermark of the Superior Court

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**Plaintiff**

Dayna Gladstein

v.

Sequium Asset Solutions, LLC et al.

Defendant**Civil Action File Number**

PC-2020-03488

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Verizon, by delivering or leaving said papers in the following manner:

☐ With the Defendant personally.

☐ At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

☐ With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

☐ With a guardian or conservator of the Defendant.

Name of person and designation _____

☐ By delivering said papers to the attorney general or an assistant attorney general if serving the state.

☐ Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

☐ By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

☐ By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

☐ By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

☐ I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: ____/____/____
Month Day Year

SERVICE FEE \$ _____

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ ☐ personally known to the notaryor ☐ proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**SUMMONS**

Plaintiff Dayna Gladstein v. Sequium Asset Solutions, LLC Defendant	Civil Action File Number PC-2020-03488
	Attorney for the Plaintiff or the Plaintiff Bruce P. Gladstein
	Address of the Plaintiff's Attorney or the Plaintiff 2377 PAWTUCKET AVE EAST PROVIDENCE RI 02914
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant Registered Agent Solutions 222 Jefferson Blvd, Suite 200 Warwick, RI 02888

TO THE DEFENDANT, Sequium Asset Solutions, LLC:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 4/28/2020.	/s/ Henry Kinch Clerk
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Witness the seal/watermark of the Superior Court

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT

Plaintiff

Dayna Gladstein

v.

Sequium Asset Solutions, LLC

Defendant**Civil Action File Number**

PC-2020-03488

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Sequium Asset Solutions, LLC, by delivering or leaving said papers in the following manner:

☐ With the Defendant personally.

☐ At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

☒ With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

Chris Bergeron

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

☐ With a guardian or conservator of the Defendant.

Name of person and designation _____

☐ By delivering said papers to the attorney general or an assistant attorney general if serving the state.

☐ Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

- ☐ By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

- ☐ By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

- ☐ By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- ☐ I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: 5 / 15 / 20 11:04
 Month Day Year

SERVICE FEE \$ 45.00

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE _____

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ ☐ personally known to the notary or ☐ proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

Exhibit A

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

DAYNA GLADSTEIN,

Plaintiff,

v.

SEQUIUM ASSET SOLUTIONS, LLC, I.C.
SYSTEMS, INC., and VERIZON,

Defendants.

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Case No.

**DEFENDANT SEQUIUM ASSET SOLUTIONS, LLC’S
NOTICE OF REMOVAL**

TO THE HONORABLE JUDGE:

COMES NOW, Defendant SEQUIUM ASSET SOLUTIONS, LLC (“Sequium”) and files its *Notice of Removal* as follows:

1. Plaintiff DAYNA GLADSTEIN filed her state court Complaint on April 27, 2020 in the Superior Court of Providence County, State of Rhode Island located at the Licht Judicial Complex, 250 Benefit Street, Providence, Rhode Island 02903.
2. This is a civil action based on Plaintiff’s contention that the defendants violated the Rhode Island Fair Debt Reporting Act, the Federal Fair Debt Reporting Act, and the common law claim of Breach of Contract.
3. Removal is proper because this case involves a federal question—an alleged violation of the Federal Fair Debt Reporting Act.¹ This entire suit is removable under 28 U.S.C.

¹ Sequium acknowledges that the Fair Debt Reporting Act does not exist. Sequium assumes that Plaintiff is attempting to bring suit under the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.* or the Fair Credit Reporting Act, 15 U.S.C. § 1681, *et seq.* Either way, Plaintiff has explicitly invoked federal jurisdiction in this matter.

§ 1441(a).

4. Venue is proper in this district under 28 U.S.C. 1441(a) because the state court where the suit has been pending is located in this district.

5. Removal is timely pursuant to 28 U.S.C. § 1441(b) because SWC has filed its *Notice of Removal* within 30 days of service of Plaintiff's state-court Complaint.

6. Pursuant to U.S.C. § 1441(a), a copy of all process, pleadings, documents, and orders in this case have been attached as **Exhibit A**.

7. A copy of this *Notice of Removal* has been sent to Plaintiff and will be filed with the clerk of the Superior Court of Providence County, Providence, Rhode Island.

8. As Sequium is the only party that has been properly served as of the time of this Removal, consent to this removal is not required to be obtained from co-defendants. 28 U.S.C. § 1446(b)(2)(A).

9. Plaintiff requested a jury trial in the state court matter.

WHEREFORE, Sequium respectfully requests that this Court assume full jurisdiction over the proceeding as provided by law.

Respectfully submitted,

SEQUIUM ASSET SOLUTIONS, LLC,
By its attorneys,



Timothy O. Egan #9239
Peabody & Arnold LLP
Federal Reserve Plaza
600 Atlantic Avenue, 6th Floor
Boston, MA 02210
(617) 951-2100
tegan@peabodyarnold.com

Date: May 28, 2020

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing has been served on all parties of record via CM/ECF on this 28th day of May, 2020:



Timothy O. Egan

I. (a) PLAINTIFFS

DAYNA GLADSTEIN

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Bruce P. Gladstein, Esq. (#5272)
2237 Pawtucket Avenue
East Providence, RI 02914 -

DEFENDANTS

SEQUIUM ASSET SOLUTIONS, LLC, I.C. SYSTEMS, INC., and VERIZON

County of Residence of First Listed Defendant _____
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)
Timothy O. Egan, Esq., #9239, Peabody & Arnold LLP
600 Atlantic Ave., Boston, MA 02210
(617) 951-2100; tegan@peabodyarnold.com

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

☐ 1 U.S. Government Plaintiff
☒ 3 Federal Question (U.S. Government Not a Party)

☐ 2 U.S. Government Defendant
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)
(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input checked="" type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)
☐ 1 Original Proceeding
☒ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from Another District (specify)
☐ 6 Multidistrict Litigation - Transfer
☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION
Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
Brief description of cause:

VII. REQUESTED IN COMPLAINT:
☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.
DEMAND \$
CHECK YES only if demanded in complaint:
JURY DEMAND: ☐ Yes ☐ No

VIII. RELATED CASE(S) IF ANY (See instructions):
JUDGE
DOCKET NUMBER

DATE
05/28/2020
SIGNATURE OF ATTORNEY OF RECORD
Timothy O. Egan

FOR OFFICE USE ONLY
RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
 - (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
- United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
- Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
- Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.
- Original Proceedings. (1) Cases which originate in the United States district courts.
- Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
- Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
- Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
- Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
- Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
- Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
- PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
- Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
- Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

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**REGISTERED AGENT
SOLUTIONS INC**

SERVICE OF PROCESS RECEIPT

5/5/2020

Steven Koepke

Sequium Asset Solutions, LLC

1130 Northchase Pkwy SE

Suite 150

Marietta, GA 30067 USA

NOTICE OF CONFIDENTIALITY

This notice and the information it contains are intended to be a confidential communication only to the individual and/or entity to whom it is addressed. If you have received this notice in error, immediately call our SOP Department at (888) 705-7274.

RE: Sequium Asset Solutions, LLC

This receipt is to inform you that Registered Agent Solutions, Inc. has received a Service of Process on behalf of the above-referenced entity as your registered agent and is hereby forwarding the attached document(s) for your immediate review. A summary of the service is shown below; however, it is important that you review the attached document(s) in their entirety for complete and detailed information.

For additional information and instruction, contact the document issuer: ATTORNEY FOR PLAINTIFF

SERVICE INFORMATION

Service Date: 5/5/2020
Service Time: 11:00 AM EDT
Service Method: Process Server

RASi REFERENCE INFORMATION

Service No.: 0136563
RASi Office: Rhode Island
Rec. Int. Id.: AC

CASE INFORMATION

Case Number: PC-2020-034
File Date: 04/28/2020
Jurisdiction: SUPERIOR COURT IN AND FOR RHODE ISLAND AND PROVIDENCE PLANTATIONS
Case Title: DAYNA GLADSTEIN V. SEQUIUM ASSET SOLUTIONS LLC

ANSWER / APPEARANCE INFORMATION

20 days
(Be sure to review the document(s) for any required response dates)

AGENCY / PLAINTIFF INFORMATION

Firm/Issuing Agent: ATTORNEY FOR PLAINTIFF
Attorney/Contact: BRUCE P. GLADSTEIN
Location: Rhode Island
Telephone No.: 401-432-9999

DOCUMENT(S) RECEIVED & ATTACHED

Summons

ADDITIONAL NOTES

Questions or Comments... Should you have any questions or need additional assistance, please contact the SOP Department at (888) 705-7274.

You have been notified of this Service of Process by Insta-SOP Delivery, a secure email transmission. The transmitted documents have also been uploaded to your Compliance account. RASi offers additional methods of notification including Telephone Notification and FedEx Delivery. If you would like to update your account's notification preferences, please log into your Compliance account at www.rasi.com.

Thank you for your continued business!

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**SUMMONS**

Civil Action File Number PC-2020-03488	
Plaintiff Dayna Gladstein v. Sequium Asset Solutions, LLC Defendant	Attorney for the Plaintiff or the Plaintiff Bruce P. Gladstein Address of the Plaintiff's Attorney or the Plaintiff 2377 PAWTUCKET AVE EAST PROVIDENCE RI 02914
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 1130 Northchase Parkway Suite 150 Marietta GA 30067

TO THE DEFENDANT, Sequium Asset Solutions, LLC:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 4/28/2020.

/s/ Henry Kinch
Clerk

Witness the seal/watermark of the Superior Court

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT

Plaintiff

Dayna Gladstein

v.

Sequium Asset Solutions, LLC

Defendant**Civil Action File Number**

PC-2020-03488

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Sequium Asset Solutions, LLC, by delivering or leaving said papers in the following manner:

☐ With the Defendant personally.

☐ At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

☐ With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

☐ With a guardian or conservator of the Defendant.

Name of person and designation _____

☐ By delivering said papers to the attorney general or an assistant attorney general if serving the state.

☐ Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

☐ By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

☐ By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

☐ By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.
_____☐ I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: _____

Month Day Year

SERVICE FEE \$ _____

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE _____

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ ☐ personally known to the notary or ☐ proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

- 12) On or about May 21, 2019, Gladstein received a Collection Letter from Sequium claiming that she owed Verizon \$752.04 for payment due.
- 13) On or about June 4, 2019, attorney for Gladstein sent a letter with proof of payments that the account was paid in full.
- 14) Gladstein did not hear anything back until September 4, 2019 when she received a Collection Letter from I.C. claiming that she owed Verizon \$675.15 for payment due.
- 15) Sequium and/or I.C. notified the Credit Bureau regarding the unpaid charges owed to Verizon though Gladstein had paid the amount in full.

COUNT I
RHODE ISLAND FAIR DEBT REPORTING ACT

- 16) The Plaintiff reasserts the facts and allegations contained in all of the proceeding paragraphs and incorporates them into this Count.
- 17) On or about May 21, 2019, Verizon claimed that Gladstein owed \$752.04 for payment due when she received a Collection Letter from Sequium, a debt collector hired by Verizon.
- 18) On or about September 4, 2019, Verizon claimed that Gladstein owed \$675.15 for payment due when she received a Collection Letter from I.C., a debt collector hired by Verizon
- 19) The above mentioned debt collectors send said letters even though the account was paid in full based on the following: on June 4, 2019, attorney for Gladstein sent a letter with proof of payments that the account was paid in full; on May 14, 2019, a representative from Verizon contacted the attorney for Gladstein and informed him that “after all credits have been applied, there is a balance of \$76.89” and to pay said amount “there will be a zero balance”.
- 20) Verizon was owed no money from Gladstein.
- 21) Though Verizon was owed no money from Gladstein, Verizon had two (2) different debt collectors not only send Collection Letters to Gladstein, but also had the two (2) different debt collectors notify the Credit Bureau that Gladstein was delinquent with her payments to Verizon.
- 22) Until the issue with Verizon arose, Gladstein had near perfect credit.
- 23) After the issue with Verizon arose, Gladstein’s credit score plummeted approximately 200 points then before Verizon, through its debt collectors, notified the Credit Bureau.

- 24) Due to the actions of Verizon, Sequium, and I.C., Gladstein suffered financial loss, humiliation, embarrassment, and mental anguish.
- 25) The actions of Verizon, Sequium, and I.C. were performed with such reckless disregard that punitive damages are warranted.
- 26) Due to the actions of Verizon, Sequium, and I.C., Gladstein is entitled to attorney's fees.

COUNT II
FEDERAL FAIR DEBT REPORTING ACT

- 27) The Plaintiff reasserts the facts and allegations contained in all of the proceeding paragraphs and incorporates them into this Count.
- 28) On or about May 21, 2019, Verizon claimed that Gladstein owed \$752.04 for payment due when she received a Collection Letter from Sequium, a debt collector hired by Verizon.
- 29) On or about September 4, 2019, Verizon claimed that Gladstein owed \$675.15 for payment due when she received a Collection Letter from I.C., a debt collector hired by Verizon
- 30) The above mentioned debt collectors send said letters even though the account was paid in full based on the following: on June 4, 2019, attorney for Gladstein sent a letter with proof of payments that the account was paid in full; on May 14, 2019, a representative from Verizon contacted the attorney for Gladstein and informed him that "after all credits have been applied, there is a balance of \$76.89" and to pay said amount "there will be a zero balance".
- 31) Verizon was owed no money from Gladstein.
- 32) Though Verizon was owed no money from Gladstein, Verizon had two (2) different debt collectors not only send Collection Letters to Gladstein, but also had the two (2) different debt collectors notify the Credit Bureau that Gladstein was delinquent with her payments to Verizon.
- 33) Until the issue with Verizon arose, Gladstein had near perfect credit.
- 34) After the issue with Verizon arose, Gladstein's credit score plummeted over XX then before Verizon, through its debt collectors, notified the Credit Bureau.
- 35) Due to the actions of Verizon, Sequium, and I.C., Gladstein suffered financial loss, humiliation, embarrassment, and mental anguish.
- 36) The actions of Verizon, Sequium, and I.C. were performed with such reckless disregard that punitive damages are warranted.

37) Due to the actions of Verizon, Sequium, and I.C., Gladstein is entitled to attorney's fees.

COUNT III
BREACH OF CONTRACT

38) The Plaintiff reasserts the facts and allegations contained in all of the proceeding paragraphs and incorporates them into this Count.

39) As part of the contract between Gladstein and Verizon, Gladstein agreed to pay the charges from Verizon in a timely manner.

40) As part of the contract between Gladstein and Verizon, Verizon agreed to accept payment from Gladstein and not falsely notify debt collectors and the Credit Bureaur that payments were not made when in fact payments were made.

41) Gladstein made her payments in a timely manner once the correct amount was determined.

42) Gladstein had paid Verizon in full for all charges owed.

43) Though Gladstein made her payments in a timely manner once the correct amount was determined and paid Verizon in full for all charges owed, Verizon hired Sequium to collect a debt that was paid in full.

44) Though Gladstein made her payments in a timely manner once the correct amount was determined and paid Verizon in full for all charges owed, Verizon hired I.C. to collect a debt that was paid in full.

45) Though Gladstein made her payments in a timely manner once the correct amount was determined and paid Verizon in full for all charges owed, Verizon, through its agents Sequium and I.C., notified the Credit Bureau that Gladstein did not pay her debt in full and refused to pay said debt in full.

46) The above actions by Verizon were grossly negligent.

47) The above actions by Verizon were in breach of the contract between Gladstein and Verizon.

48) Due to the grossly negligent actions of Verizon, Gladstein suffered financial loss, humiliation, embarrassment, and mental anguish.

49) The actions of Verizon were performed with such reckless disregard that punitive damages are warranted.

IN THE SUPERIOR COURT
COUNTY OF PROVIDENCE
STATE OF RHODE ISLAND

DAYNA GLADSTEIN,

Plaintiff,

v.

SEQUIUM ASSET SOLUTIONS, LLC, I.C.
SYSTEMS, INC., and VERIZON,

Defendants.

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Case No. PC-2020-03488

**DEFENDANT SEQUIUM ASSET SOLUTIONS, LLC'S
NOTICE OF REMOVAL**

TO THE HONORABLE JUDGE:

Please take notice that on May 28, 2020, Defendant SEQUIUM ASSET SOLUTIONS, LLC ("Sequium") filed its *Notice of Removal* pursuant to 28 U.S.C. § 1441(a) in the United States District Court for the District of Rhode Island. A true and correct copy of the *Notice of Removal* is attached hereto as **Exhibit A**.

Please take further notice that upon filing the *Notice of Removal* with the Clerk of the United States District Court for the District of Rhode Island and filing copies thereof with this Court, Sequium has effected the removal of this case. Therefore, this Court shall proceed no further in this action unless and until this case is remanded pursuant to 28 U.S.S. § 1446(d).

Respectfully submitted,

SEQUIUM ASSET SOLUTIONS, LLC,

By its attorneys,



Timothy O. Egan #9239
Peabody & Arnold LLP
Federal Reserve Plaza
600 Atlantic Avenue, 6th Floor
Boston, MA 02210
(617) 951-2100
tegan@peabodyarnold.com

Date: May 28, 2020

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing has been served on
all parties of record via CM/ECF on this 28th day of May, 2020:



Timothy O. Egan

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT**SUMMONS**

Plaintiff Dayna Gladstein v. Sequium Asset Solutions, LLC Defendant	Civil Action File Number PC-2020-03488 Attorney for the Plaintiff or the Plaintiff Bruce P. Gladstein Address of the Plaintiff's Attorney or the Plaintiff 2377 PAWTUCKET AVE EAST PROVIDENCE RI 02914
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 1130 Northchase Parkway Suite 150 Marietta GA 30067

TO THE DEFENDANT, Sequium Asset Solutions, LLC:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 4/28/2020.	/s/ Henry Kinch Clerk
--	--------------------------

Witness the seal/watermark of the Superior Court

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT

Plaintiff

Dayna Gladstein

v.

Sequium Asset Solutions, LLC

Defendant

Civil Action File Number

PC-2020-03488

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☐ With the Defendant personally.

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Name of person of suitable age and discretion _____

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Name of authorized agent _____

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Name of person and designation _____

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☐ Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND AND

PROVIDENCE PLANTATIONS

SUPERIOR COURT

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Month Day Year

SERVICE FEE \$ _____

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE _____

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ ☐ personally known to the notary

or ☐ proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

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46) The above actions by Verizon were grossly negligent.

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48) Due to the grossly negligent actions of Verizon, Gladstein suffered financial loss, humiliation, embarrassment, and mental anguish.

49) The actions of Verizon were performed with such reckless disregard that punitive damages are warranted.

50) Due to the actions of Verizon, Gladstein is entitled to attorney's fees.

WHEREFORE, Plaintiff respectfully prays that this Honorable Court:

- Rule in favor of Gladstein and against Verizon as to all counts listed in this complaint.
- Rule in favor of Gladstein and against Sequium and I.C.as to counts I and II listed in this complaint
- That Gladstein be awarded compensatory damages.
- That Gladstein be awarded punitive damages.
- That Gladstein be awarded costs and reasonable attorney's fees.
- That Gladstein may have such other relief as the Honorable Court deem just and proper.

PLAINTIFF HEREBY DEMANDS A TRIAL BY JURY

PLAINTIFF,
by her Attorney

/s/ Bruce Gladstein, Esq.
BRUCE P. GLADSTEIN, ESQ. (#5272)
2237 Pawtucket Avenue
East Providence, RI 02914
(401) 432-9999
Email: bgladsteinlaw@aol.com